

210th Meeting Contractors' Registration Board

February 14, 2006

(A) The meeting was called to order by the Chairman, Felix Carlone, at 1:30 PM.

(B) Approval of the agenda and order of business was accepted on a motion by Mr. Caldwell and seconded by Mr. Gianlorenzo.

(C) The minutes of the 209th meeting were approved on a motion by Mr. Brunetti and seconded by Mr. Gianlorenzo.

(D) Court Case Update: January 2007

DEFENDANT FINES RESTITUTION DATE CLAIMANT

Chaves	\$158.75	1/07	Alexander
Garofano	\$1,300	1/07	Giuliano
Rebello	\$250	1/07	Hoitt
Russo	\$100	1/07	Paygai
Sarault	\$100	1/07	Rook
Gomes	\$2,500	\$22.200	1/07 Quinn
Oliver	\$2,000	\$3,465	1/07 Barber

Total: \$4,500 \$27,573.75

TOTAL FINES & RESTITUTION: \$32,073.75

(E) Consideration of Cases on Appeal and Oral Argument:

(1) 12:40 PM, claim #4874, Gerald Morin vs. Patrick Conway, motion to vacate a final order filed by the respondent and continued from last months meeting. Neither party appeared, however the attorney representing the respondent provided a fax to the Executive Director of the Board, which stated items requested were completed, except for window and variances. The Boards investigator, Carl Saccoccio, informed the Board that the information provided was correct. A motion was made by Mr. Carlone and Seconded by Mr. Gianlorenzo to extend this matter for review in (60) days. Motion carried unanimously and the matter will be heard at the May 9, 2007 meeting;

(2) 01:00 PM, registration #23018, John Ribeiro, All State Flooring, which was continued from last months meeting pending a claim that was being heard regarding this contractor. The Executive Director read into the record the decision issued by the Commission. The Board was reviewing action on Mr. Ribeiro's registration (revoked) for consideration. Upon reviewing the matter and asking more questions of the registrant, a motion was made by the Chair, Mr. Carlone and seconded by Mr. Furey that the registration remain revoked until all outstanding orders issued by the Board are resolved and then the Board is petitioned for review;

(3) 01:20 PM, claim #5800, Sarah Harvey vs. Kevin Leland, exceptions filed respondent. The Board listened to both parties who were in attendance. The respondent stated his case as to why he did not attend the original hearing. Upon listening to the parties and reviewing the file, a motion was made by Mr. Carlone and seconded

by Mr. Caldwell to uphold the decision rendered by the hearing officer and issued by the Commission;

(4) 01:40 PM, claim #3840, Raymond Gallison vs. Richard Bonvegna, registration #21052, a motion to expunge the final order by the respondent. The Board listened to the respondent state his case and requested that this claim be expunged from his record. Upon answering questions from the Board on this matter a motion was made by Mr. Carlone and seconded by Mr. Gianlorenzo to expunge this claim from the respondents record on registration #21052, unanimously approved by the Board;

(5) 01:45 PM, registration #8629, Richard Welch, motion to expunge violation #3102. The contractor was not present but the Executive Director read into the record his request to have the violation issued against his registration expunged. This was a violation issued to him for hiring a contractor who let his registration lapse during the time he worked for him. The Board reviewed the case and a motion was made by Mr. Carlone and seconded by Mr. Gianlorenzo and was unanimously approved by the Board.

(F) Report of the Executive Director:

(1) Statistics Report: 2/14/07

Registrations:

Number of Registered Contractors	12795		
Number of Cards Surrendered	3614	Number of Cards	
/ExpiredLapsed	11837		

Number of Cards Invalidated	421
Number of Cards Suspended	373
Number of Cards Revoked	58

Registration Actions	2/14/07
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Number of New Registered Contractors	143
Number of Renewed Contractors	12652
Number of Cards Surrendered	35
Registrations Invalidated	18
Registrations Suspended	32
Registrations Revoked	9

Claims:	2/14/07
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Administrative Appeals	4
Board Appeals	2
Address Trace	65
Awaiting Further Action	54
Court	303
Disposed	4945
Final Orders	122
Hearings	66
Out of State Services	53
Proposed Orders	24
Under Investigation	169
Total Claims Filed with the Board	5807

Number of New Claims 35
2/14/07

1/10/07 –

Violations:

Action Against Registration	21	
Non-Registered Subcontractors		4
Cancelled Insurance		889
Notice of Hearing	3	
Non-Registered Contractors		607

TOTAL RECORDS 1524

Number of New Violations 223
1/10/07 – 2/14/07

Lapsed Registrations/Never Re-Newed:

January 2006	112
February 2006	106
March 2006	159
April 2006	142
May 2006	160
June 2006	140
July 2006	139
August 2006	119
September 2006	96

October 2006	64
November 2006	58
December 2006	47
January 2007	68

Tickets: #'s Fines

2006

January 0 \$0

February 0 \$0

March 0 \$0

April 0 \$0

May 3 \$750

June 1 \$250

July 9 \$2,750

August 2 \$500

September 0 \$0

October 6 \$1,300

November 1 \$40

December 3 \$750

2007

January 1 \$250

Commercial Roofers: 2/14/07

Number registered 115

Number expired/lapsed 18

Number surrendered	11
Number invalidated	0
Number suspended	0
Number revoked	0
Pending Approval	0

Registration Actions 2/14/07

Number of New Registered Contractors		1
Number of Renewed Contractors	114	
Number of Cards Surrendered	0	
Number of Expired/Lapsed	0	
Registrations Invalidated	0	
Registrations Suspended	0	
Registrations Revoked	0	

(G) Old Business:

(1) Review Regulations, Laws and Standards: No meetings, no sub-committee meetings held.

(H) New Business:

(1) Legislation: A bill was submitted by Representatives Lima, Gallison, Moffit, Wasylyk and Melo regarding modifications to the Law, which was passed last year. This will again include all contractors to get registered. Testimony was provided to the House Finance Committee by the Executive Director in regard to this bill. Modifications to the Home Inspection Licensing program law was

sent to Representative William San Bento for him to submit legislation to implement this unfunded mandate;

(2) Study Commission: As of date, no new hearings have been established. These meetings were to start in January, but have not received any additional information since the last meeting in November of 2006;

(3) Home Show: The Builders Association invited the Board to the show and will provide space. The show is from March 15th to 18th at the Providence Convention Center;

(4) NASCLA: Mid-year meeting scheduled for March 28th to 30th in Denver CO. This was a meeting the State committed to pay for and was incorporated into our budget, but due to the fiscal crisis the State would not pay for the Director to attend. NASCLA agreed to pay for the Director, who is on the Executive Committee to attend;

(5) Expungement: The Board requested that the Executive Director notify all those who have requested expungement of records that a process has been established and we will go forward with this at future meetings. Notice will be sent and matters will be scheduled;

(6) Capitol Police: The Board and Legal Counsel expressed concern regarding the threatening behavior of contractors who have been denied by the Board on appeal. Concerns were expressed as to the public safety in that all telephones have been removed from the conference rooms and with the increase of fines to \$5,000 per offense and fines up to the value of the contract, this type of behavior is becoming more apparent. The Chairman requested that Capitol Police be provided during Administrative Appeal at all Board meetings.

Unanimously supported by the Board. The Executive Director is to request immediate action regarding this concern;

(7) Bar Association: Kathryn Ryan provided (2) very informative presentations to attorneys across the state of the Boards procedures and process. This program was very well received and Kathryn and other staff from the Attorney General's Office did an exceptional job;

(8) RI Career Day: The Board was receptive to providing a booth at this years Career Day on May 16th and 17th in Coventry;

(9) Proposed Budget: Line items submitted by the Governor increased fees to \$200 for a (2) year registration.

(I) Public Comment: None.

(J) Announcements: The next Board meeting is scheduled for Wednesday March 14, 2007 at 12:30 PM Conference Room "C", 2nd Floor, One Capitol Hill.

(K) Adjournment: A motion was made by Mr. Steve Gianlorenzo and seconded by Mr. Tom

Furey to adjourn at 4:05 PM.

Members Present: F. Carlone, A. Salisbury, D. Caldwell, S. Gianlorenzo,

T. Furey, R. Cardoza and P. Brunetti

Members Absent: E. Ladouceur, J. Pesce, B. Calcagni and D. Gagnon

**Others Present: George Whalen (Executive Director), Kathryn Ryan (Legal Counsel),
Investigators, stenographer, parties for appeals.**

Respectfully Submitted,

**George W. Whalen, Executive Director
Contractors' Registration Board**

GWW/man